

SUBSTITUTE ORDINANCE NO. BL2020-188

An ordinance amending Metropolitan Code Chapters ~~15.64~~ 13.08, 13.12, and 17.20 to require all new and modified driveways to have an apron to be paved with a hard surface and to prohibit the runoff of gravel into the public rights of way (Proposal No. 2020Z-007TX-001).

WHEREAS, gravel washing into the public rights of way from rainstorms and general use, onto streets, bike lanes, and sidewalks in public rights-of-way, including streets, bikeways, and sidewalks, due to rain and general use, presents a hazard to ~~pedestrians~~ people walking and ~~cyclists~~ cycling; and

WHEREAS, gravel runoff over time obstructs stormwater infrastructure, silting in ditches, blocking drains, and polluting streams; and

WHEREAS, The Metropolitan Government of Nashville & Davidson County currently does not have regulations in place to prevent gravel runoff or hold those property owners creating this runoff accountable.

BE IT ENACTED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:

Section 1. That Metropolitan Code Chapter ~~15.64~~ 13.12 is hereby amended by creating new sections ~~15.64.132 and 15.64.133~~ 13.12.200 as follows:

~~15.64.132~~ 13.12.200 – Driveway Aprons Required.

All driveways constructed or modified to the point of requiring a new driveway authorization application after July 1, 2020 shall have an apron to be paved with a hard surface from the edge of street pavement or the back edge of the sidewalk, if present, to the edge of the right-of-way or 10 feet, whichever is greater. If the distance from the edge of street pavement or back edge of the sidewalk, if present, to the edge of the right-of-way exceeds 10 feet, the Chief Engineer shall have the authority to permit an alternate design. The design and construction of this required apron shall not impede any drainage way.

Section 2. That Metropolitan Code Chapter 13.08 is hereby amended by creating new section 13.08.090 as follows:

~~15.64.133~~ 13.08.090 – Gravel Runoff.

No gravel placed on private property, including as surfacing material for a driveway, shall be allowed to wash or encroach into the public rights-of-way.

Section ~~2~~ 3. That Metropolitan Code Subsection 17.20.060.G is hereby amended by adding the following language to the end:

All private driveways and parking areas shall also conform to the requirements of Section ~~15.64.132~~ 13.12.200.

Section ~~3~~ 4. This Ordinance shall take effect from and after its adoption, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

INTRODUCED BY:

Angie Henderson
Member of Council